

Question then recurring on the motion of Mr. Potter, it prevailed, and the House, accordingly, at 6 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have filed favorable reports today on bills as follows:

Judiciary—House bills Nos. 90, 91.
Revenue and Taxation—House bills Nos. 92, 65.

Appropriations—House bills Nos. 103, 107.

Agriculture—House bill No. 106.

Municipal and Private Corporations—House bill No. 102.

SIXTEENTH DAY.

(Friday, June 8, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Dielmann.
Amsler.	Dinkle.
Arnold.	Dodd.
Avis.	Downs.
Baker of Milam.	Driggers.
Baldwin.	Duffey.
Barker.	Dunlap.
Barrett.	Dunn.
Beasley.	Durham.
Bell.	Edwards.
Bird.	Faubion.
Blount.	Fields.
Bonham.	Finlay.
Bryant.	Frnka.
Burmeister.	Fugler.
Cable.	Gipson.
Carpenter	Green.
of Dallas.	Greer.
Carpenter	Hardin of Erath.
of Matagorda.	Hardin
Carson.	of Kaufman.
Carter of Coke.	Harris.
Carter of Hays.	Henderson
Chitwood.	of Marion.
Coffee.	Henderson
Collins.	of McLennan.
Covey.	Hendricks.
Cowen.	Houston.
Crawford.	Howeth.
Culp.	Irwin.
Davis.	Jacks.
DeBerry.	Jennings.

Johnson.	Quaid.
Lackey.	Quinn.
Laird.	Rice.
Lamb.	Robinson.
Lane.	Russell
LeMaster.	of Callahan.
LeSturgeon.	Sanford.
Lewis.	Satterwhite.
Loftin.	Shearer.
Looney.	Shires.
McBride.	Simpson.
McDonald.	Smith.
McFarlane.	Sparkman.
McKean.	Stell.
McNatt.	Stevens.
Martin.	Stewart
Mathes.	of Edwards.
Maxwell.	Stewart
Melson.	of Galveston.
Merritt.	Stewart of Jasper.
Miller.	Stewart of Reeves.
Montgomery.	Stiernberg.
Moore.	Storey.
Morgan	Stroder.
of Liberty.	Sweet.
Morgan	Teer.
of Robertson.	Thompson.
Pate.	Thrasher.
Patman.	Turner.
Patterson.	Vaughan.
Perdue.	Wallace.
Pinkston.	Westbrook.
Pool.	Wessels.
Pope.	Williamson.
Potter.	Wilmons.
Price.	Young.
Purl.	

Absent.

Baker of Orange.	McDaniel.
Bobbitt.	Rowland.
Davenport.	Russell of Trinity.
Hughes.	Strickland.
Hull.	Wells.
Kemble.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of sickness:

Mr. Wilson and Mr. Harrington for today, on motion of Mr. Bell.

Mr. Rogers for today and tomorrow, on motion of Mr. Carson.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Barrett, the following bills were ordered not printed:

House bills Nos. 94, 96, 97, 98, 99, 104, 105, 108 and 109.

On motion of Mr. Quaid, Senate bill No. 3 was ordered not printed.

On motion of Mr. Mathes, House bill No. 100 was ordered not printed.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Blount:

H. B. No. 110, A bill to be entitled "An Act changing the name and title of the Commissioner of Insurance and Banking to 'Commissioner of Insurance,' and providing that the department administered by such officer shall be known as the 'Department of Insurance' instead of the 'Department of Insurance and Banking,' and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Stroder and Mr. Howeth:

H. B. No. 111, A bill to be entitled "An Act making it a felony to manufacture, sell, barter, give away or furnish as a beverage any poisonous alcoholic liquor, drug, whisky, mixture or preparation; defining the words 'poisonous' and 'alcoholic' as used in the act; prescribing penalties, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Stroder and Mr. Dodd:

H. B. No. 112, A bill to be entitled "An Act making it an offense to appear in a public place in an intoxicated condition; prescribing punishment therefor, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Williamson:

H. B. No. 113, A bill to be entitled "An Act regulating the lights and lighting and operation of motor vehicles, tractors, trailers, semi-trailers, motorcycles and bicycles in this State; prescribing the lights for such vehicles between the hours of half-hour after sunset and half-hour before sunrise; providing for the use of red flags on certain loaded vehicles in the daytime; en-

acting the necessary penal provisions as to lights for such vehicles and devices and equipment for such lights; providing for the tests and approval of such devices and equipment by the State Highway Commission; prescribing the rule of evidence in criminal prosecutions relative to such test and approval; prescribing penalties for violations of the act, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Williamson:

H. B. No. 114, A bill to be entitled "An Act to prohibit the reckless driving and operation of motor vehicles on the public highways of the State of Texas, and prescribing penalties therefor, and defining reckless driving and operation."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Quaid:

H. B. No. 115, A bill to be entitled "An Act appropriating any unexpended balance to the credit of appropriation C-3507, the same being an appropriation made by the Thirty-sixth Legislature for the year ending August 31, 1921, to be found at page 262 of the General Laws of the First and Second Called Sessions of the Thirty-sixth Legislature, and making said unexpended balance, or so much thereof as may be necessary, available for fees and costs of sheriffs, attorneys and clerks in felony cases for the year ending August 31, 1923, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Beasley:

H. B. No. 116, A bill to be entitled "An Act to repeal Section 1, Chapter 39, Acts of the First Called Session, Thirty-fifth Legislature, same being an act to vest title to the property near the intersection of Nineteenth Street and East Avenue in the city of Austin, Travis county, Texas, belonging to the Blind Asylum, in the University of Texas, and to direct conveyance thereof to the State University; providing that title to said property shall vest in the State of Texas; providing further, for an appropriation to repair said property, including buildings, machinery and equipment, and declaring an emergency."

Referred to Committee on Eleemosynary Institutions.

By Mr. Abney and Mr. Fugler:

H. B. No. 117, A bill to be entitled "An Act to amend Section 3 of Chapter 87 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, so as to prohibit the sale and transportation for the purpose of sale of fresh water crappie and bass during the months of February, March and April of each year; making it a misdemeanor to violate the terms of this act; prescribing the punishment for a violation of the terms, and declaring an emergency."

Referred to Committee on Game and Fisheries.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 77.

The Speaker laid before the House, for consideration at this time, the following Conference Committee report on House bill No. 77:

Committee Room,
Austin, Texas, June 7, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives, and Hon. T. W. Davidson, President of the Senate.

Sirs: Your Conference Committee on House bill No. 77 beg leave to report that we have adjusted the differences between the House of Representatives and the Senate, the House of Representatives agreeing to concur in Senate amendments Nos. 1, 2, 3 and 4, and the Senate agreeing to recede from their amendment No. 5.

Respectfully submitted,
POTTER,
LeSTOURGEON,
WALLACE,
ABNEY,
THRASHER,

On the Part of the House.
WOOD,
BAILEY,
BURKETT,
DARWIN,
PARR,

On the Part of the Senate.

On motion of Mr. Quaid, the report was adopted.

RELATING TO DEATH OF CAPITOL EMPLOYEE.

Mr. Patman offered the following resolution:

Whereas, A few months ago a work-

man painting the inside of the Capitol dome fell and was killed; and

Whereas, Said workman was employed by the State of Texas, and it has been reported that the laws of Texas relative to the protection of employes were knowingly being violated in connection with such work, which contributed directly to the death of this employe; therefore, be it

Resolved, That a committee of five be appointed by the Speaker of the House to investigate and determine the cause of this accident and determine whether any of the laws of the State were being violated, and also to determine the truth or falsity of the report that such laws were being knowingly violated. Be it further

Resolved, That this committee be authorized to use the services of some stenographer now employed by the House for the purpose of taking down testimony before said committee and that said committee be authorized to compel the attendance of witnesses in connection with this investigation, and that the committee report its findings to the present Called Session of the Legislature.

Signed—Patman, Potter, Simpson.

The resolution was read second time.

Mr. Quaid moved to table the resolution.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—53.

Abney.	Henderson
Amsler.	of Marion.
Arnold.	Howeth.
Avis.	Irwin.
Bell.	Lackey.
Blount.	Lamb.
Bonham.	Lane.
Bryant.	Lewis.
Burmeister.	Loftin.
Covey.	McBride.
Cowen.	McDonald.
Crawford.	McFarlane.
Culp.	McKean.
DeBerry.	Martin.
Downs.	Merritt.
Dunlap.	Moore.
Dunn.	Morgan
Edwards.	of Liberty.
Faubion.	Morgan
Finlay.	of Robertson.
Fugler.	Pate.
Gipson.	Patterson.
Hardin of Erath.	Pinkston.
Hardin	Pool.
of Kaufman.	Quaid.

Rice.	Storey.
Sanford.	Thrasher.
Smith.	Williamson.
Stewart of Reeves.	Young.

Nays—53.

Baker of Milam.	Miller.
Barker.	Montgomery.
Barrett.	Patman.
Beasley.	Perdue.
Cable.	Pope.
Carson.	Potter.
Carter of Coke.	Purl.
Carter of Hays.	Quinn.
Chitwood.	Robinson.
Davis.	Satterwhite.
Dinkle.	Shearer.
Dodd.	Shires.
Driggers.	Simpson.
Duffey.	Sparkman.
Durham.	Stell.
Fields.	Stevens.
Frnka.	Stewart
Harris.	of Edwards.
Hendricks.	Stiernberg.
Houston.	Stroder.
Johnson.	Sweet.
Laird.	Thompson.
LeMaster.	Turner.
LeSturgeon.	Vaughan.
Looney.	Wallace.
McNatt.	Westbrook.
Mathes.	Wessels.

Present—Not Voting.

Mr. Speaker.	Stewart
Jacks.	of Galveston.
Jennings.	

Absent.

Baker of Orange.	Hull.
Baldwin.	Kemble.
Bird.	McDaniel.
Bobbitt.	Maxwell.
Carpenter	Melson.
of Dallas.	Price.
Carpenter	Rowland.
of Matagorda.	Russell
Coffee.	of Callahan.
Collins.	Russell of Trinity.
Davenport.	Stewart of Jasper.
Dielmann.	Strickland.
Green.	Teer.
Greer.	Wells.
Henderson	Wilmans.
of McLennan.	Winfree.
Hughes.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

On motion of Mr. Patman, by unan-

imous consent, the resolution was postponed until 10 o'clock a. m. tomorrow.

HOUSE BILL NO. 86 ON ENGROSSMENT.

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 86, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them as follows, to wit: University of Texas, including the Medical Branch at Galveston, and the College of Mines and Metallurgy at El Paso, Agricultural and Mechanical College, State Experimental Stations, Prairie View Normal and Industrial College, John Tarleton Agricultural College, Grubbs Vocational College, hereafter to be known as the North Texas Junior Agricultural College, College of Industrial Arts, Texas Technological College, Sam Houston State Teachers College at Huntsville, Southwest Texas State Teachers College at San Marcos, North Texas State Teachers College at Denton, West Texas State Teachers College at Canyon, East Texas State Teachers College at Commerce, Sul Ross State Teachers College at Alpine, Stephen F. Austin State Teachers College at Nacogdoches, South Texas State Teachers College at Kingsville, Texas School for the Blind and Texas School for the Deaf, for years beginning September 1, 1923, and ending August 31, 1925, and declaring an emergency."

The bill having heretofore been read second time.

Mr. Martin moved the previous question on the engrossment of the bill, and the motion was duly seconded.

Question recurring on the motion for the previous question, yeas and nays were demanded.

The previous question was ordered by the following vote:

Yeas—65.

Amsler.	Covey.
Arnold.	Cowen.
Avis.	Crawford.
Barrett.	Culp.
Blount.	Dinkle.
Burmeister.	Dunlap.
Carpenter	Dunn.
of Dallas.	Durham.
Carter of Hays.	Edwards.
Chitwood.	Faubion.
Collins.	Fugler.

Gipson.	Morgan
Green.	of Robertson.
Hardin of Erath.	Patterson.
Henderson	Perdue.
of Marion.	Pinkston.
Hendricks.	Pool.
Irwin.	Potter.
Jacks.	Purl.
Jennings.	Quaid.
Lackey.	Robinson.
Lamb.	Russell
Lane.	of Callahan.
LeMaster.	Sanford.
LeSturgeon.	Satterwhite.
Lewis.	Shires.
McDonald.	Smith.
McFarlane.	Stevens.
McKean.	Stewart
McNatt.	of Galveston.
Martin.	Stewart of Reeves.
Mathes.	Sweet.
Montgomery.	Teer.
Moore.	Thrasher.
Morgan	Turner.
of Liberty.	Williamson.

Nays—46.

Abney.	Merritt.
Baker of Milam.	Miller.
Beasley.	Pate.
Bryant.	Patman.
Cable.	Pope.
Carson.	Price.
Carter of Coke.	Quinn.
DeBerry.	Rice.
Dielmann.	Shearer.
Dodd.	Simpson.
Downs.	Sparkman.
Duffey.	Stell.
Fields.	Stewart
Finlay.	of Edwards.
Frnka.	Stewart of Jasper.
Hardin	Stiernberg.
of Kaufman.	Storey.
Harris.	Stroder.
Houston.	Thompson.
Howeth.	Vaughan.
Johnson.	Wallace.
Loftin.	Westbrook.
Looney.	Wessels.
Melson.	Young.

Present—Not Voting.

Mr. Speaker.

Absent.

Baker of Orange.	Davenport.
Baldwin.	Davis.
Barker.	Driggers.
Bell.	Greer.
Bird.	Henderson
Bobbitt.	of McLennan.
Bonham.	Hughes.
Carpenter	Hull.
of Matagorda.	Kemble.
Coffee.	Laird.

McBride.	Strickland.
McDaniel.	Wells.
Maxwell.	Wilmons.
Rowland.	Winfree.
Russell of Trinity.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 86 was then passed to engrossment by the following vote:

Yeas—87.

Abney.	Lane.
Amsler.	LeMaster.
Avis.	LeSturgeon.
Baker of Milam.	Lewis.
Barrett.	McDonald.
Bell.	McFarlane.
Blount.	McKean.
Burmeister.	McNatt.
Carpenter	Martin.
of Dallas.	Mathes.
Carpenter	Melson.
of Matagorda.	Miller.
Carson.	Montgomery.
Carter of Coke.	Moore.
Carter of Hays.	Morgan
Chitwood.	of Robertson.
Coffee.	Pate.
Collins.	Patterson.
Covey.	Perdue.
Cowen.	Pinkston.
Crawford.	Pool.
Culp.	Potter.
Davis.	Price.
Dielmann.	Purl.
Dinkle.	Quaid.
Downs.	Quinn.
Driggers.	Robinson.
Duffey.	Russell
Dunlap.	of Callahan.
Dunn.	Sanford.
Durham.	Satterwhite.
Edwards.	Shearer.
Faubion.	Shires.
Fugler.	Smith.
Green.	Stevens.
Hardin of Erath.	Stewart
Harris.	of Galveston.
Henderson	Stewart of Reeves.
of Marion.	Stiernberg.
Hendricks.	Stroder.
Houston.	Sweet.
Irwin.	Teer.
Jacks.	Thrasher.
Jennings.	Turner.
Johnson.	Williamson.
Lackey.	Young.
Lamb.	

Nays—23.

Barker.	Pope.
Bryant.	Rice.
Cable.	Simpson.
DeBerry.	Sparkman.
Dodd.	Stell.
Fields.	Stewart
Finlay.	of Edwards.
Hardin	Stewart of Jasper.
of Kaufman.	Thompson.
Howeth.	Vaughan.
Laird.	Westbrook.
Looney.	Wessels.
Patman.	

Absent.

Mr. Speaker.	Loftin.
Arnold.	McBride.
Baker of Orange.	McDaniel.
Baldwin.	Maxwell.
Bird.	Merritt.
Bonham.	Morgan
Davenport.	of Liberty.
Frnka.	Rowland.
Gipson.	Russell of Trinity.
Greer.	Storey.
Henderson	Strickland.
of McLennan.	Wallace.
Hughes.	Wells.
Hull.	Wilmans.
Kemble.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Paired.

Mr. Beasley (present), who would vote "nay," with Mr. Bobbitt (absent), who would vote "yea."

HOUSE BILL NO. 86 ON THIRD READING.

Mr. Quaid moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 86 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—93.

Mr. Speaker.	Burmeister.
Abney.	Cable.
Amsler.	Carpenter
Avis.	of Dallas.
Baker of Milam.	Carpenter
Barker.	of Matagorda.
Barrett.	Carson.
Beasley.	Carter of Coke.
Bell.	Carter of Hays.
Blount.	Chitwood.

Coffee.	Martin.
Collins.	Mathes.
Covey.	Melson.
Cowen.	Merritt.
Crawford.	Montgomery.
Culp.	Moore.
Davis.	Morgan
DeBerry.	of Liberty.
Dielmann.	Morgan
Dinkle.	of Robertson.
Driggers.	Pate.
Duffey.	Patterson.
Dunlap.	Perdue.
Dunn.	Pinkston.
Durham.	Pool.
Edwards.	Potter.
Faubion.	Price.
Finlay.	Purl.
Fugler.	Quaid.
Gipson.	Quinn.
Green.	Russell
Hardin of Erath.	of Callahan.
Harris.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Hendricks.	Shires.
Houston.	Smith.
Irwin.	Stevens.
Jacks.	Stewart
Jennings.	of Galveston.
Johnson.	Stewart of Jasper.
Lackey.	Stewart of Reeves.
Lamb.	Stiernberg.
Lane.	Stroder.
LeMaster.	Sweet.
LeStourgeon.	Teer.
Lewis.	Thrasher.
McDonald.	Turner.
McFarlane.	Williamson.
McKean.	Young.
McNatt.	

Nays—19.

Bryant.	Pope.
Dodd.	Rice.
Downs.	Simpson.
Fields.	Sparkman.
Hardin	Stell.
of Kaufman.	Stewart
Howeth.	of Edwards.
Laird.	Vaughan.
Looney.	Westbrook.
Miller.	Wessels.
Patman.	

Absent.

Arnold.	Hughes.
Baker of Orange.	Hull.
Baldwin.	Kemble.
Bird.	Loftin.
Bobbitt.	McBride.
Bonham.	McDaniel.
Davenport.	Maxwell.
Frnka.	Robinson.
Greer.	Rowland.
Henderson	Russell of Trinity.
of McLennan.	Storey.

Strickland.
Thompson.
Wallace.

Wells.
Wilmons.
Winfree.

Absent—Excused.

Atkinson.
Harrington.
Jones.
Lusk.

Merriman.
Rogers.
Sackett.
Wilson.

The Speaker then laid House bill No. 86 before the House on its third reading and final passage.

The bill was read third time.

Mr. Finlay offered the following amendment to the bill:

Amend House bill No. 86 by striking out lines 34 to 40, page 13, and lines 1 to 12, page 14.

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—70.

Amsler.
Baker of Milam.
Barrett.
Bell.
Blount.
Burmeister.
Carpenter
of Dallas.
Carpenter
of Matagorda.
Carson.
Carter of Coke.
Carter of Hays.
Chitwood.
Coffee.
Collins.
Cowen.
Dielmann.
Dinkle.
Driggers.
Duffey.
Dunlap.
Dunn.
Durham.
Edwards.
Frnka.
Fugler.
Green.
Hardin of Erath.
Henderson
of Marion.
Hendricks.
Houston.
Irwin.
Jacks.
Jennings.
Lackey.
Laird.
Lamb.

Lane.
LeMaster.
LeSturgeon.
Lewis.
McDonald.
McFarlane.
McKean.
McNatt.
Martin.
Mathes.
Montgomery.
Moore.
Morgan
of Liberty.
Morgan
of Robertson.
Patterson.
Pinkston.
Pope.
Potter.
Pool.
Quaid.
Quinn.
Robinson.
Russell
of Callahan.
Sanford.
Satterwhite.
Smith.
Sparkman.
Stewart
of Edwards.
Stewart of Reeves.
Stiernberg.
Stroder.
Sweet.
Thrasher.
Williamson.
Young.

Nays—33.

Abney.
Avis.
Barker.
Bryant.
Cable.
Crawford.
DeBerry.
Dodd.
Downs.
Fields.
Finlay.
Hardin
of Kaufman.
Howeth.
Johnson.
Looney.
McBride.

Maxwell.
Melson.
Merritt.
Miller.
Patman.
Purl.
Rice.
Shires.
Simpson.
Stell.
Stewart of Jasper.
Teer.
Thompson.
Vaughan.
Westbrook.
Wessels.

Present—Not Voting.

Mr. Speaker.
Davis.
Harris.

Perdue.
Stevens.

Absent.

Arnold.
Baker of Orange.
Baldwin.
Bird.
Bonham.
Covey.
Culp.
Davenport.
Faubion.
Gipson.
Greer.
Henderson
of McLennan.
Hughes.
Hull.
Kemble.

Loftin.
McDaniel.
Pate.
Price.
Rowland.*
Russell of Trinity.
Shearer.
Stewart
of Galveston.
Storey.
Strickland.
Turner.
Wallace.
Wells.
Wilmons.
Winfree.

Absent—Excused.

Atkinson.
Harrington.
Jones.
Lusk.

Merriman.
Rogers.
Sackett.
Wilson.

Paired.

Mr. Beasley (present), who would vote "nay," with Mr. Bobbitt (absent), who would vote "yea."

Mr. Quinn offered the following amendment to the bill:

Amend House bill No. 86, page 5, lines 12 and 13, by striking out the words "repairs, support and maintenance," and by adding between lines 13 and 14 the following: "Miscellaneous items not adequately provided for above, and for experimenting in the growing of figs and citrus fruits, \$5000 each year."

"Provided, however, that the \$5000

hereby appropriated as an additional appropriation for Substation No. 4 to be available only in the event the taxable values in Jefferson county as finally found by the board of equalization shall be sufficient to place in the State Treasury said sum per year over and above the taxable values for the year 1922."

Mr. Purl moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—67.

Abney.	Lamb.
Arnold.	Lane.
Avis.	LeMaster.
Barker.	LeSturgeon.
Barrett.	Lewis.
Beasley.	McDonald.
Blount.	McFarlane.
Bryant.	McKean.
Burmeister.	McNatt.
Cable.	Maxwell.
Carpenter	Miller.
of Dallas.	Moore.
Carson.	Morgan
Chitwood.	of Robertson.
Collins.	Pate.
Covey.	Patman.
DeBerry.	Patterson.
Dinkle.	Potter.
Dodd.	Price.
Dunlap.	Purl.
Dunn.	Quaid.
Finlay.	Rice.
Frnka.	Robinson.
Fugler.	Russell
Green.	of Callahan.
Hardin of Erath.	Sanford.
Hardin	Satterwhite.
of Kaufman.	Smith.
Henderson	Stiernberg.
of Marion.	Thompson.
Hendricks.	Thrasher.
Houston.	Wallace.
Jennings.	Wessels.
Lackey.	Williamson.
Laird.	Young.

Nays—33.

Amsler.	Fields.
Baker of Milam.	Gipson.
Bell.	Johnson.
Carpenter	Looney.
of Matagorda.	Martin.
Crawford.	Mathes.
Culp.	Merritt.
Davis.	Morgan
Downs.	of Liberty.
Driggers.	Pinkston.
Duffey.	Pool.
Durham.	Quinn.

Shearer.	Stewart of Jasper.
Shires.	Stroder.
Sparkman.	Sweet.
Stell.	Teer.
Stewart	Turner.
of Edwards.	Westbrook.

Present—Not Voting.

Mr. Speaker.	Perdue.
Carter of Hays.	Stevens.
Harris.	Vaughan.
Irwin.	

Absent.

Baker of Orange.	Kemble.
Baldwin.	Loftin.
Bird.	McBride.
Bobbitt.	McDaniel.
Bonham.	Melson.
Carter of Coke.	Montgomery.
Coffee.	Pope.
Cowen.	Rowland.
Davenport.	Russell of Trinity.
Dielmann.	Simpson.
Edwards.	Stewart
Faubion.	of Galveston.
Greer.	Stewart of Reeves.
Henderson	Storey.
of McLennan.	Strickland.
Howeth.	Wells.
Hughes.	Wilmans.
Hull.	Winfree.
Jacks.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Driggers moved the previous question on the final passage of the bill, and the motion was duly seconded.

Question recurring on the motion for the previous question, yeas and nays were demanded.

The previous question was ordered by the following vote:

Yeas—63.

Arnold.	Chitwood.
Avis.	Coffee.
Baker of Milam.	Collins.
Barker.	Covey.
Barrett.	Cowen.
Bell.	Crawford.
Blount.	Dinkle.
Bryant.	Downs.
Burmeister.	Driggers.
Carpenter	Dunlap.
of Dallas.	Dunn.
Carpenter	Durham.
of Matagorda.	Edwards.
Carson.	Fugler.
Carter of Hays.	Green.

Hardin of Erath.	Montgomery.
Henderson	Moore.
of Marion.	Patterson.
Hendricks.	Perdue.
Irwin.	Potter.
Jacks.	Purl.
Jennings.	Quaid.
Lackey.	Russell
Lamb.	of Callahan.
Lane.	Sanford.
LeMaster.	Satterwhite.
LeSturgeon.	Shires.
Lewis.	Smith.
McBride.	Stewart of Reeves.
McDonald.	Stroder.
McKean.	Sweet.
McNatt.	Thrasher.
Martin.	Williamson.
Mathes.	Wilmans.

Nays—46.

Abney.	Pinkston.
Beasley.	Pool.
Cable.	Pope.
Culp.	Price.
Davis.	Quinn.
DeBerry.	Rice.
Dodd.	Robinson.
Duffey.	Shearer.
Fields.	Simpson.
Finlay.	Sparkman.
Frnka.	Stell.
Gipson.	Stevens.
Harris.	Stewart
Houston.	of Edwards.
Johnson.	Stewart of Jasper.
Laird.	Stiernberg.
Looney.	Teer.
Maxwell.	Thompson.
Merritt.	Turner.
Miller.	Vaughan.
Morgan	Wallace.
of Robertson.	Westbrook.
Pate.	Wessels.
Patman.	Young.

Absent.

Mr. Speaker.	Hughes.
Amsler.	Hull.
Baker of Orange.	Kemble.
Baldwin.	Loftin.
Bird.	McDaniel.
Bobbitt.	McFarlane.
Bonham.	Melson.
Carter of Coke.	Morgan
Davenport.	of Liberty.
Dielmann.	Rowland.
Faubion.	Russell of Trinity.
Greer.	Stewart
Hardin	of Galveston.
of Kaufman.	Storey.
Henderson	Strickland.
of McLennan.	Wells.
Howeth.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Question recurring on the final passage of the bill, yeas and nays were demanded.

House bill No. 86 was then passed by the following vote:

Yeas—90.

Abney.	Lewis.
Amsler.	McBride.
Avis.	McDonald.
Baker of Milam.	McFarlane.
Barrett.	McKean.
Bell.	McNatt.
Blount.	Martin.
Burmeister.	Mathes.
Carpenter	Melson.
of Dallas.	Merritt.
Carpenter	Montgomery.
of Matagorda.	Moore.
Carson.	Morgan
Carter of Hays.	of Liberty.
Chitwood.	Morgan
Coffee.	of Robertson.
Collins.	Patterson.
Covey.	Perdue.
Cowen.	Pinkston.
Crawford.	Pool.
Culp.	Potter.
Davis.	Price.
Dielmann.	Purl.
Dinkle.	Quaid.
Downs.	Quinn.
Driggers.	Rice.
Duffey.	Robinson.
Dunlap.	Russell
Dunn.	of Callahan.
Durham.	Sanford.
Edwards.	Satterwhite.
Faubion.	Shearer.
Fugler.	Shires.
Gipson.	Simpson.
Green.	Smith.
Hardin of Erath.	Stevens.
Harris.	Stewart
Henderson	of Galveston.
of Marion.	Stewart of Reeves.
Hendricks.	Stiernberg.
Irwin.	Stroder.
Jacks.	Sweet.
Jennings.	Teer.
Johnson.	Thrasher.
Lackey.	Turner.
Lamb.	Williamson.
Lane.	Wilmans.
LeMaster.	Young.
LeSturgeon.	

Nays—24.

Barker.	Bryant.
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Cable.	Miller.
DeBerry.	Pate.
Dodd.	Patman.
Fields.	Pope.
Finlay.	Stell.
Hardin	Stewart
of Kaufman.	of Edwards.
Houston.	Stewart of Jasper.
Howeth.	Thompson.
Laird.	Vaughan.
Looney.	Wessels.
Maxwell.	

Present—Not Voting.

Mr. Speaker.

Absent.

Arnold.	Kemble.
Baker of Orange.	Loftin.
Baldwin.	McDaniel.
Bird.	Rowland.
Bonham.	Russell of Trinity.
Carter of Coke.	Sparkman.
Davenport.	Storey.
Frnka.	Strickland.
Greer.	Wallace.
Henderson	Wells.
of McLennan.	Westbrook.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Paired.

Mr. Beasley (present), who would vote "nay," with Mr. Bobbitt (absent), who would vote "yea."

MOTION FOR SPECIAL ORDER.

Mr. Price moved that House bill No. 88 be set as a special order for 3:30 o'clock p. m. today.

The motion was lost.

NOTICE GIVEN.

Mr. Jacks gave notice that he would on tomorrow call up for consideration at that time House bills Nos. 71 and 72, which bills had heretofore been laid on the table subject to call.

HOUSE BILL NO. 85 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 85, A bill to be entitled "An Act making appropriations for the

State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The bill was read second time.

Mr. Quaid offered the following amendment to the bill:

Amend House bill No. 85, page 13, line 13, by striking out the figures "\$3000.00" in second year and insert in lieu thereof the figures "\$2000.00."

The amendment was adopted.

Mr. Quaid offered the following amendment to the bill:

Amend House bill No. 85, page 44, by striking out all of line 8.

The amendment was adopted.

On motion of Mr. Quaid, by unanimous consent, the House agreed to consider the bill department by department.

Mr. Dielmann offered the following amendment to the section of the bill relating to the Department of State:

Amend House bill No. 85 by striking out, on page 3, line 14, the figures "\$2500.00—\$2500.00" and insert in lieu thereof the figures "\$2750.00—\$2750.00."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—17.

Baker of Milam.	McFarlane.
Carter of Hays.	McKean.
Chitwood.	Melson.
Dielmann.	Montgomery.
Finlay.	Morgan
Gipson.	of Liberty.
Irwin.	Patterson.
Jacks.	Russell
Johnson.	of Callahan.
LeMaster.	Williamson.
LeSturgeon.	Wilmans.

Nays—83.

Abney.	Carpenter
Amsler.	of Matagorda.
Arnold.	Carson.
Avis.	Carter of Coke.
Baldwin.	Coffee.
Barker.	Covey.
Barrett.	Cowen.
Bonham.	Crawford.
Bryant.	Culp.
Burmeister.	Davis.
Cable.	DeBerry.
Carpenter	Dodd.
of Dallas.	Downs.

Driggers.	Miller.
Duffey.	Moore.
Dunn.	Patman.
Durham.	Pinkston.
Faubion.	Pool.
Fields.	Purl.
Fugler.	Rice.
Green.	Robinson.
Hardin	Sanford.
of Kaufman.	Satterwhite.
Harris.	Shearer.
Henderson	Simpson.
of Marion.	Sparkman.
Hendricks.	Stell.
Houston.	Stevens.
Howeth.	Stewart of Jasper.
Jennings.	Stewart of Reeves.
Lackey.	Stiernberg.
Laird.	Storey.
Lamb.	Stroder.
Lane.	Sweet.
Lewis.	Teer.
Looney.	Thompson.
McBride.	Thrasher.
McDonald.	Turner.
McNatt.	Vaughan.
Martin.	Wallace.
Mathes.	Westbrook.
Maxwell.	Wessels.
Merritt.	Young.

Present—Not Voting.

Mr. Speaker.

Absent.

Baker of Orange.	Morgan
Beasley.	of Robertson.
Bell.	Pate.
Bird.	Perdue.
Blount.	Pope.
Bobbitt.	Potter.
Collins.	Price.
Davenport.	Quaid.
Dinkle.	Quinn.
Dunlap.	Rowland.
Edwards.	Russell of Trinity.
Frnka.	Shires.
Greer.	Smith.
Hardin of Erath.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart
Hughes.	of Galveston.
Hull.	Strickland.
Kemble.	Wells.
Loftin.	Winfree.
McDaniel.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Wallace offered the following amendment to this section of the bill:

Amend House bill No. 85, page 3, line

16, by adding the word "bond" after the figures "\$25,000.00."

Signed—Quaid, Wallace.

The amendment was adopted.

Mr. Dodd offered the following amendment to the section of the bill relating to the Board of Control:

Amend House bill No. 85 by adding between lines 30 and 31, page 9, the following: "To paint Capitol dome, \$4000."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—21.

Baker of Milam.	Morgan
Carter of Coke.	of Liberty.
Carter of Hays.	Patman.
Chitwood.	Pool.
Dodd.	Quaid.
Green.	Satterwhite.
Hardin of Erath.	Smith.
Hendricks.	Stroder.
Martin.	Teer.
Maxwell.	Thrasher.
	Wilmans.

Nays—80.

Abney.	Henderson
Amsler.	of Marion.
Arnold.	Houston.
Avis.	Howeth.
Baldwin.	Irwin.
Barker.	Jacks.
Barrett.	Johnson.
Bell.	Laird.
Bonham.	Lamb.
Bryant.	Lane.
Burmeister.	LeMaster.
Cable.	LeSturgeon.
Carpenter	Looney.
of Dallas.	McBride.
Carpenter	McDonald.
of Matagorda.	McKean.
Carson.	McNatt.
Coffee.	Mathes.
Cowen.	Melson.
Davis.	Miller.
DeBerry.	Montgomery.
Dielmann.	Moore.
Downs.	Morgan
Driggers.	of Robertson.
Duffey.	Pate.
Dunn.	Perdue.
Durham.	Pinkston.
Faubion.	Pope.
Fields.	Price.
Finlay.	Purl.
Gipson.	Rice.
Hardin	Robinson.
of Kaufman.	Russell
Harris.	of Callahan.

Sanford.	Storey.
Shearer.	Sweet.
Simpson.	Thompson.
Sparkman.	Turner.
Stell.	Vaughan.
Stewart	Wallace.
of Edwards.	Westbrook.
Stewart of Jasper.	Wessels.
Stewart of Reeves.	Williamson.
Stiernberg.	Young.

Present—Not Voting.

Mr. Speaker. Lackey.

Absent.

Baker of Orange.	Jennings.
Beasley.	Kemble.
Bird.	Lewis.
Blount.	Loftin.
Bobbitt.	McDaniel.
Collins.	McFarlane.
Covey.	Merritt.
Crawford.	Patterson.
Culp.	Potter.
Davenport.	Quinn.
Dinkle.	Rowland.
Dunlap.	Russell of Trinity.
Edwards.	Shires.
Frnka.	Stevens.
Fugler.	Stewart
Greer.	of Galveston.
Henderson	Strickland.
of McLennan.	Wells.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Abney (by unanimous consent) offered the following amendment to section of the bill relating to the Adjutant General's Department:

Amend House bill No. 85 by striking out the word "seventy-five," line 20, page 6, and insert "fifty," and reducing the figures in line 22, page 6, to "\$58,-920" each year.

Mr. Gipson moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—71.

Amsler.	Blount.
Arnold.	Burmeister.
Baker of Milam.	Carpenter
Baldwin.	of Dallas.
Beasley.	Carpenter
Bell.	of Matagorda.
Bird.	Carson.

Carter of Coke.	Lewis.
Carter of Hays.	McKean.
Coffee.	McNatt.
Collins.	Mathes.
Covey.	Montgomery.
Cowen.	Moore.
Culp.	Morgan
Downs.	of Liberty.
Driggers.	Pate.
Duffey.	Patterson.
Dunlap.	Potter.
Dunn.	Purl.
Durham.	Quaid.
Faubion.	Sackett.
Fields.	Satterwhite.
Finlay.	Shearer.
Fugler.	Smith.
Gipson.	Sparkman.
Green.	Stewart
Hardin	of Edwards.
of Kaufman.	Stewart of Jasper.
Harris.	Stewart of Reeves.
Henderson	Stiernberg.
of Marion.	Stroder.
Hendricks.	Sweet.
Irwin.	Teer.
Johnson.	Thrasher.
Lackey.	Wallace.
Lamb.	Wessels.
Lane.	Williamson.
LeMaster.	Wilmans.
LeSturgeon.	

Nays—42.

Abney.	Miller.
Barker.	Morgan
Barrett.	of Robertson.
Bryant.	Patman.
Cable.	Pinkston.
Chitwood.	Pool.
Davis.	Pope.
DeBerry.	Rice.
Dielmann.	Robinson.
Dodd.	Russell
Frnka.	of Callahan.
Hardin of Erath.	Shires.
Houston.	Simpson.
Howeth.	Stell.
Laird.	Stevens.
Loftin.	Storey.
Looney.	Thompson.
McDonald.	Turner.
Martin.	Vaughan.
Maxwell.	Westbrook.
Melson.	Young.
Merritt.	

Present—Not Voting.

Perdue.

Absent.

Avis.	Crawford.
Baker of Orange.	Davenport.
Bobbitt.	Dinkle.
Bonham.	Edwards.

Greer.	McFarlane.
Henderson	Price.
of McLennan.	Quinn.
Hughes.	Rowland.
Hull.	Russell of Trinity.
Jacks.	Stewart
Jennings.	of Galveston.
Kemble.	Strickland.
McBride.	Wells.
McDaniel.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sanford.
Lusk.	Wilson.

Mr. Pope offered the following amendment to the section of the bill relating to the Board of Control:

Amend House bill No. 85 by striking out lines 22 to 40, page 7, and lines 1 to 17, and lines 22 to 40, page 8, and lines 1 to 26, page 9.

Mr. Barrett moved to table the amendment.

Yeas and nays were demanded, and the vote of the House recorded on the motion to table, the vote being 57 yeas and 56 nays.

Mr. Pope called for a verification of the vote.

The roll of yeas was called and found correct as first announced.

When the roll of nays was called Mr. Avis, who was not recorded as voting, stated that he voted nay and wanted to be so recorded.

Mr. Avis was then recorded as voting nay.

The verified vote stood as follows:

Yeas—57.

Amsler.	Henderson
Baldwin.	of Marion.
Barrett.	Hendricks.
Beasley.	Irwin.
Bell.	Jennings.
Blount.	Lackey.
Carson.	Lamb.
Chitwood.	Lane.
Coffee.	LeMaster.
Collins.	Lewis.
Covey.	McDonald.
Culp.	McFarlane.
DeBerry.	McKean.
Dunn.	McNatt.
Faubion.	Martin.
Frnka.	Mathes.
Fugler.	Merritt.
Green.	Miller.
Hardin of Erath.	Moore.
Hardin	Patterson.
of Kaufman.	Pinkston.
Harris.	Potter.

Price.	Stiernberg.
Quaid.	Sweet.
Russell	Teer.
of Callahan.	Thrasher.
Satterwhite.	Wallace.
Sparkman.	Westbrook.
Stewart	Wilmans.
of Galveston.	Young.
Stewart of Reeves.	

Nays—57.

Abney.	Loftin.
Arnold.	Looney.
Avis.	Melson.
Baker of Milam.	Montgomery.
Barker.	Morgan
Bird.	of Liberty.
Bonham.	Morgan
Burmeister.	of Robertson.
Cable.	Pate.
Carpenter	Patman.
of Dallas.	Perdue.
Carpenter	Pool.
of Matagorda.	Pope.
Carter of Coke.	Purl.
Carter of Hays.	Quinn.
Cowen.	Rice.
Davis.	Robinson.
Dielmann.	Sanford.
Dodd.	Shires.
Downs.	Simpson.
Driggers.	Stell.
Duffey.	Stevens.
Durham.	Stewart of Jasper.
Fields.	Storey.
Gipson.	Stroder.
Houston.	Thompson.
Howeth.	Turner.
Jacks.	Vaughan.
Johnson.	Wessels.
Laird.	Williamson.
LeStourgeon.	

Present—Not Voting.

Bryant.	Shearer.
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Absent.

Mr. Speaker.	Kemble.
Baker of Orange.	McBride.
Bobbitt.	McDaniel.
Crawford.	Maxwell.
Davenport.	Rowland.
Dinkle.	Russell of Trinity.
Dunlap.	Smith.
Greer.	Stewart
Henderson	of Edwards.
of McLennan.	Strickland.
Hughes.	Wells.
Hull.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Paired.

Mr. Finlay (present), who would vote "yea," with Mr. Edwards (absent), who would vote "nay."

The Speaker then announced that the motion to table was lost.

Mr. Pope moved the previous question on the pending amendment and the motion was duly seconded.

Question recurring on the motion for the previous question, it prevailed.

Mr. Moore moved a call of the House for the purpose of maintaining a quorum until 12:30 o'clock p. m. today, and the motion was lost.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—56.

Abney.	Loftin.
Arnold.	Looney.
Avis.	McBride.
Barker.	Melson.
Bird.	Merritt.
Burmeister.	Montgomery.
Cable.	Morgan
Carpenter	of Liberty.
of Dallas.	Pate.
Carpenter	Patman.
of Matagorda.	Perdue.
Carter of Coke.	Pool.
Carter of Hays.	Pope.
Collins.	Purl.
Crawford.	Rice.
Davis.	Shires.
Dielmann.	Simpson.
Dodd.	Sparkman.
Downs.	Stell.
Driggers.	Stevens.
Duffey.	Stewart
Durham.	of Edwards.
Fields.	Stewart of Jasper.
Houston.	Storey.
Howeth.	Stroder.
Jacks.	Thompson.
Johnson.	Turner.
Laird.	Vaughan.
LeSturgeon.	Wessels.
Lewis.	Williamson.

Nays—61.

Amsler.	Coffee.
Baldwin.	Covey.
Barrett.	Cowen.
Beasley.	Culp.
Bell.	DeBerry.
Blount.	Dinkle.
Bonham.	Dunlap.
Bryant.	Dunn.
Carson.	Faubion.
Chitwood.	Frnka.

Fugler.	Moore.
Green.	Morgan
Hardin of Erath.	of Robertson.
Hardin	Patterson.
of Kaufman.	Pinkston.
Harris.	Potter.
Henderson	Price.
of Marion.	Quaid.
Hendricks.	Russell
Irwin.	of Callahan.
Jennings.	Satterwhite.
Lackey.	Shearer.
Lamb.	Smith.
Lane.	Stewart of Reeves.
LeMaster.	Stiernberg.
McDonald.	Sweet.
McFarlane.	Teer.
McKean.	Thrasher.
McNatt.	Wallace.
Martin.	Westbrook.
Mathes.	Wilmans.
Maxwell.	Young.
Miller.	

Present—Not Voting.

Robinson.

Absent.

Mr. Speaker.	Hull.
Baker of Milam.	Kemble.
Baker of Orange.	McDaniel.
Bobbitt.	Quinn.
Davenport.	Rowland.
Edwards.	Russell of Trinity.
Finlay.	Sanford.
Gipson.	Stewart
Greer.	of Galveston.
Henderson	Strickland.
of McLennan.	Wells.
Hughes.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Moore moved to reconsider the vote by which the amendment was lost and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—56.

Amsler.	Coffee.
Baker of Milam.	Collins.
Baldwin.	Covey.
Barrett.	Cowen.
Beasley.	Culp.
Bell.	DeBerry.
Blount.	Dinkle.
Bonham.	Dunlap.
Chitwood.	Dunn.

Faubion.	Miller.
Frnka.	Moore.
Fugler.	Morgan
Green.	of Robertson.
Hardin of Erath.	Patterson.
Hardin	Pinkston.
of Kaufman.	Price.
Harris.	Quaid.
Henderson	Russell
of Marion.	of Callahan.
Hendricks.	Satterwhite.
Jennings.	Shearer.
Lackey.	Sparkman.
Lamb.	Stewart of Reeves.
Lane.	Stiernberg.
LeMaster.	Sweet.
McDonald.	Teer.
McFarlane.	Thrasher.
McNatt.	Wallace.
Martin.	Westbrook.
Mathes.	Wilmans.
Merritt.	Young.

Nays—54.

Abney.	McBride.
Arnold.	McKean.
Avis.	Melson.
Barker.	Montgomery.
Bird.	Morgan
Bryant.	of Liberty.
Cable.	Pate.
Carpenter	Patman.
of Matagorda.	Perdue.
Carter of Coke.	Pool.
Carter of Hays.	Purl.
Crawford.	Quinn.
Davis.	Rice.
Dielmann.	Robinson.
Dodd.	Shires.
Driggers.	Simpson.
Duffey.	Stell.
Durham.	Stevens.
Fields.	Stewart
Finlay.	of Edwards.
Houston.	Stewart of Jasper.
Howeth.	Storey.
Jacks.	Stroder.
Johnson.	Thompson.
Laird.	Turner.
LeSturgeon.	Vaughan.
Lewis.	Wessels.
Loftin.	Williamson.
Looney.	

Present—Not Voting.

Burmeister.

Absent.

Baker of Orange.	Edwards.
Bobbitt.	Gipson.
Carpenter	Greer.
of Dallas.	Henderson
Carson.	of McLennan.
Davenport.	Hughes.
Downs.	Hull.

Irwin.	Sanford.
Kemble.	Smith.
McDaniel.	Stewart
Maxwell.	of Galveston.
Pope.	Strickland.
Potter.	Wells.
Rowland.	Winfree.
Russell of Trinity.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, June 8, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. C. R. No. 10, Granting permission to Judge J. R. Warren to absent himself from the State for a period of forty days.

H. B. No. 9, A bill to be entitled "An Act levying and providing for the payment of a State occupation tax on the mining or production of sulphur by any method, system or manner, within this State; requiring reports to be made and records to be kept by those engaged in the business, and providing for the inspection thereof by certain public officials, their employes or representatives; prescribing penalties for the failure to comply with provisions of this act; providing for the payment of interest, penalties and costs by certain officials; fixing the venue therefor and the compensation of officials for said services; repealing House bill No. 328 passed at the Regular Session of the Thirty-eighth Legislature, levying an occupation tax on the production of sulphur, and declaring an emergency," with amendments.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, June 8, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 25, A bill to be entitled "An Act creating the West Columbia Independent School District, in Brazoria county, Texas; defining its boundaries, including the present Common School District No. 16, in Brazoria county, Texas, etc., and declaring an emergency."

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

CONFERENCE COMMITTEE ON SENATE BILL NO. 6.

Mr. Quaid called up from the Speaker's table, for consideration at this time, the request of the Senate for a free conference committee on Senate bill No. 6.

The Speaker laid the request of the Senate before the House.

Question — Shall the request be granted?

Mr. Quaid moved that the request be granted.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following conference committee on the part of the House on Senate bill No. 6:

Messrs. Beasley, Irwin, Dunn, Satterwhite and Simpson.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time and referred to the appropriate committee as follows:

Senate bill No. 25, to the Committee on School Districts.

RECESS.

On motion of Mr. Lackey, the House, at 12:15 o'clock p. m., took recess to 2:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 9, WITH SENATE AMENDMENTS.

Mr. Quinn called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

House bill No. 9, Levying an occupation tax on the production of sulphur in the State.

The Speaker laid the bill before the

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House, and the Senate amendments were read.

On motion of Mr. Quinn, the House concurred in the Senate amendments.

HOUSE BILL NO. 85 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 85, making certain departmental appropriations, on its passage to engrossment, the House having under consideration the section of the bill relating to the Board of Control.

Mr. Moore offered the following amendment to this section of the bill:

Amend House bill No. 85, page 8, line 26, by striking out the figures "1650" in each column and insert in lieu thereof the figures "1500."

The amendment was adopted.

Mr. Pope offered the following amendment to this section of the bill:

Amend House bill No. 85 by striking out lines 22 to 40, page 7, and lines 1 to 17, and lines 22 to 40, page 8, line 4, page 9.

Mr. Barrett raised a point of order on consideration of the amendment on the ground that a similar amendment has already been defeated by the House.

The Speaker overruled the point of order.

Mr. Jacks moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today.

The motion prevailed.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and a quorum was announced present.

(Mr. Beasley in the chair.)

Mr. Quaid moved to table the amendment by Mr. Pope.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—64.

Amsler.	Chitwood.
Barrett.	Coffee.
Bell.	Collins.
Blount.	Covey.
Carpenter	Cowen.
of Matagorda.	Culp.
Carson.	DeBerry.

Dinkle.	Mathes.
Driggers.	Maxwell.
Duffey.	Merritt.
Dunlap.	Miller.
Dunn.	Moore.
Edwards.	Patterson.
Faubion.	Pinkston.
Fugler.	Potter.
Green.	Price.
Hardin of Erath.	Quaid.
Hardin	Russell
of Kaufman.	of Callahan.
Harris.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Hendricks.	Smith.
Irwin.	Stewart of Jasper.
Jennings.	Stewart of Reeves.
Lackey.	Stiernberg.
Lamb.	Storey.
Lane.	Stroder.
LeMaster.	Sweet.
McDonald.	Teer.
McFarlane.	Thrasher.
McKean.	Wallace.
McNatt.	Westbrook.
Martin.	Young.

Nays—52.

Abney.	Lewis.
Arnold.	Looney.
Avis.	McBride.
Barker.	Melson.
Bird.	Morgan
Bonham.	of Liberty.
Bryant.	Morgan
Burmeister.	of Robertson.
Cable.	Pate.
Carpenter	Patman.
of Dallas.	Perdue.
Carter of Coke.	Pope.
Carter of Hays.	Purl.
Crawford.	Quinn.
Davis.	Rice.
Dielmann.	Robinson.
Dodd.	Shires.
Downs.	Simpson.
Durham.	Sparkman.
Fields.	Stell.
Finlay.	Stevens.
Greer.	Stewart
Houston.	of Edwards.
Howeth.	Stewart
Hull.	of Galveston.
Jacks.	Thompson.
Johnson.	Turner.
Kemble.	Wessels.
Laird.	Williamson.
LeStourgeon.	

Absent.

Baker of Milam.	Davenport.
Baker of Orange.	Frnka.
Baldwin.	Gipson.
Beasley.	Henderson
Bobbitt.	of McLennan.

Hughes.	Russell of Trinity.
Loftin.	Strickland.
McDaniel.	Vaughan.
Montgomery.	Wells.
Pool.	Wilmans.
Rowland.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Jacks offered the following amendment to this section of the bill:

Amend House bill No. 85, page 8, by striking out line 31.

On motion of Mr. Wallace, the amendment was tabled.

Mr. Jacks offered the following amendment to this section of the bill:

Amend House bill No. 85, page 9, by striking out lines 10 to 20.

On motion of Mr. Moore, the amendment was tabled.

Mr. Abney offered the following amendment to this section of the bill:

Amend House bill No. 85, page 8, line 31, by striking out the word "nine" and figures "\$8100.00—\$8100.00" and insert in lieu thereof the word "five" and figures "\$4500.00—\$4500.00."

On motion of Mr. Potter, the amendment was tabled.

(Speaker in the chair.)

Mr. Turner offered the following amendment to the section of the bill relating to the Attorney General's Department:

Amend House bill No. 85, page 10, by adding between lines 30 and 31 a new line to read as follows: "For new building and road extension, \$50,000 in 1925."

Signed—Turner, Cowen.

Mr. Abney moved to table the amendment.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—78.

Abney.	Covey.
Avis.	Davis.
Barker.	DeBerry.
Barrett.	Dinkle.
Blount.	Dodd.
Bonham.	Downs.
Bryant.	Duffey.
Cable.	Dunlap.
Carpenter	Dunn.
of Matagorda.	Durham.
Carson.	Finlay.
Chitwood.	Frnka.

Fugler.	Patman.
Gipson.	Patterson.
Green.	Pinkston.
Greer.	Pope.
Henderson	Potter.
of Marion.	Price.
Hendricks.	Purl.
Houston.	Quaid.
Howeth.	Rice.
Hull.	Robinson.
Jacks.	Sanford.
Jennings.	Satterwhite.
Johnson.	Shires.
Lackey.	Simpson.
Laird.	Stell.
Lamb.	Stevens.
LeMaster.	Stewart
Lusk.	of Galveston.
McBride.	Stewart of Jasper.
McDonald.	Stewart of Reeves.
McFarlane.	Storey.
McNatt.	Stroder.
Mathes.	Sweet.
Maxwell.	Thompson.
Melson.	Thrasher.
Merritt.	Wallace.
Miller.	Westbrook.
Moore.	Wessels.
Pate.	Young.

Nays—27.

Amsler.	Looney.
Arnold.	Martin.
Baldwin.	Morgan
Beasley.	of Robertson.
Burmeister.	Quinn.
Carpenter	Russell
of Dallas.	of Callahan.
Carter of Hays.	Shearer.
Cowen.	Smith.
Culp.	Sparkman.
Driggers.	Stewart
Edwards.	of Edwards.
Fields.	Stiernberg.
Hardin	Turner.
of Kaufman.	Williamson.
LeSturgeon.	Wilmans.

Present—Not Voting.

Mr. Speaker.	Perdue.
Collins.	

Absent.

Baker of Milam.	Henderson
Baker of Orange.	of McLennan.
Bell.	Hughes.
Bird.	Irwin.
Bobbitt.	Kemble.
Carter of Coke.	Lewis.
Coffee.	Loftin.
Crawford.	McDaniel.
Davenport.	McKean.
Dielmann.	Montgomery.
Faubion.	Morgan
Hardin of Erath.	of Liberty.
Harris.	Pool.

Rowland.	Vaughan.
Russell of Trinity.	Wells.
Strickland.	Winfree.
Teer.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lane.	Wilson.

Mr. Pope offered the following amendment to the section of the bill relating to the Attorney General's Department:

Amend House bill No. 85 by striking out the figures "\$3600" in each column, line 10, page 11, and insert in line thereof in each column the figures "\$4000," and by striking out the word "ten," line 11, page 11, and insert in lieu thereof the word "seven," and by striking out the figures "\$36,000" in each column, line 11, page 11, and insert in lieu thereof in each column the figures "\$28,000," and by striking out line 12, page 11, and by adding in line 15, page 11, the following: "one of whom shall act as chief clerk."

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—70.

Abney.	Hardin of Kaufman.
Amsler.	Harris.
Baldwin.	Henderson
Barker.	of Marion.
Bell.	Hendricks.
Bird.	Irwin.
Bonham.	Jennings.
Burmeister.	Lackey.
Carpenter	Lamb.
of Dallas.	Lane.
Carson.	LeMaster.
Carter of Hays.	McDonald.
Chitwood.	McFarlane.
Collins.	McKean.
Covey.	McNatt.
Crawford.	Martin.
Culp.	Mathes.
DeBerry.	Maxwell.
Downs.	Miller.
Dunlap.	Montgomery.
Dunn.	Moore.
Durham.	Pinkston.
Edwards.	Potter.
Fields.	Price.
Frnka.	Purl.
Fugler.	Quaid.
Gipson.	Robinson.
Green.	Russell
Hardin of Erath.	of Callahan.

Sanford.	Stiernberg.
Satterwhite.	Storey.
Shires.	Sweet.
Smith.	Teer.
Sparkman.	Thrasher.
Stewart	Wallace.
of Edwards.	Westbrook.
Stewart of Jasper.	Wilmans.
Stewart of Reeves.	

Nays—38.

Arnold.	Looney.
Avis.	McBride.
Barrett.	Melson.
Cable.	Merritt.
Carpenter	Morgan
of Matagorda.	of Liberty.
Davis.	Patman.
Dielmann.	Patterson.
Dinkle.	Perdue.
Dodd.	Pope.
Duffey.	Rice.
Finlay.	Shearer.
Greer.	Stell.
Houston.	Stevens.
Howeth.	Stewart
Hull.	of Galveston.
Jacks.	Stroder.
Laird.	Thompson.
LeSturgeon.	Turner.
Lewis.	Wessels.

Present—Not Voting.

Mr. Speaker.

Absent.

Baker of Milam.	Loftin.
Baker of Orange.	McDaniel.
Beasley.	Morgan
Blount.	of Robertson.
Bobbitt.	Pate.
Bryant.	Pool.
Carter of Coke.	Quinn.
Coffee.	Rowland.
Cowen.	Russell of Trinity.
Davenport.	Simpson.
Driggers.	Strickland.
Faubion.	Vaughan.
Henderson	Wells.
of McLennan.	Williamson.
Hughes.	Winfree.
Johnson.	Young.
Kemble.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Burmeister offered the following amendment to this section of the bill:

Amend House bill No. 85, on page 11, line 10, by striking out the sums

"\$3600 and \$3600" and inserting the sums "\$4000 and \$4000" in lieu thereof. Mr. Wallace moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—76.

Abney.	Lamb.
Amsler.	Lane.
Arnold.	McBride.
Avis.	McDonald.
Barker.	McKean.
Barrett.	McNatt.
Bell.	Martin.
Bird.	Melson.
Bonham.	Merritt.
Bryant.	Miller.
Cable.	Montgomery.
Carson.	Moore.
Chitwood.	Morgan
Collins.	of Liberty.
Covey.	Pate.
Crawford.	Pinkston.
Culp.	Pool.
Davis.	Pope.
DeBerry.	Potter.
Dielmann.	Price.
Dinkle.	Quaid.
Dodd.	Rice.
Downs.	Robinson.
Duffey.	Sanford.
Dunlap.	Sparkman.
Dunn.	Stell.
Durham.	Stevens.
Edwards.	Stewart
Faubion.	of Edwards.
Finlay.	Stewart of Jasper.
Green.	Stewart of Reeves.
Greer.	Stiernberg.
Hardin of Erath.	Stroder.
Hardin	Sweet.
of Kaufman.	Thompson.
Harris.	Thrasher.
Henderson	Wallace.
of Marion.	Westbrook.
Howeth.	Wessels.
Lackey.	Wilmans.
Laird.	

Nays—27.

Baldwin.	LeSturgeon.
Burmeister.	Looney.
Carpenter	Maxwell.
of Dallas.	Morgan
Carpenter	of Robertson.
of Matagorda.	Patterson.
Carter of Hays.	Purl.
Frnka.	Quinn.
Gipson.	Russell
Hendricks.	of Callahan.
Houston.	Shearer.
Hull.	Shires.
Irwin.	Simpson.
Jacks.	Smith.

Stewart of Galveston. Storey.
Teer.
Present—Not Voting.

Mr. Speaker. Perdue.
Patman.

Absent.

Baker of Milam.	Kemble.
Baker of Orange.	LeMaster.
Beasley.	Lewis.
Blount.	Loftin.
Bobbitt.	McDaniel.
Carter of Coke.	McFarlane.
Coffee.	Mathes.
Cowen.	Rowland.
Davenport.	Russell of Trinity.
Driggers.	Satterwhite.
Fields.	Strickland.
Fugler.	Turner.
Henderson	Vaughan.
of McLennan.	Wells.
Hughes.	Williamson.
Jennings.	Winfree.
Johnson.	Young.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Abney offered the following amendment to this section of the bill:

Amend House bill No. 85, page 11, line 11, by striking out the word "ten" and insert in lieu thereof the word "eight," and strike out figures "\$36,000" from both columns, same page and line, and insert in lieu thereof figures "\$28,800" in both columns.

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—83.

Amsler.	Chitwood.
Arnold.	Collins.
Baldwin.	Covey.
Barker.	Culp.
Barrett.	DeBerry.
Beasley.	Dielmann.
Bell.	Dinkle.
Bird.	Downs.
Bryant.	Dunn.
Burmeister.	Durham.
Carpenter	Edwards.
of Dallas.	Fields.
Carpenter	Frnka.
of Matagorda.	Fugler.
Carson.	Gipson.
Carter of Hays.	Green.

Greer.	Pool.
Hardin of Erath.	Potter.
Hardin	Price.
of Kaufman.	Purl.
Harris.	Quaid.
Henderson	Robinson.
of Marion.	Russell
Howeth.	of Callahan.
Hull.	Sanford.
Irwin.	Satterwhite.
Jennings.	Shires.
Lackey.	Smith.
Lamb.	Sparkman.
Lane.	Stell.
LeMaster.	Stewart
LeSturgeon.	of Edwards.
McBride.	Stewart
McDonald.	of Galveston.
McKean.	Stewart of Jasper.
McNatt.	Stewart of Reeves.
Martin.	Stiernberg.
Mathes.	Storey.
Miller.	Stroder.
Montgomery.	Sweet.
Moore.	Thrasher.
Morgan	Wallace.
of Liberty.	Westbrook.
Patterson.	Wilmons.
Perdue.	Young.
Pinkston.	

Nays—19.

Abney.	Looney.
Avis.	Maxwell.
Bonham.	Melson.
Cable.	Pope.
Davis.	Rice.
Dodd.	Shearer.
Finlay.	Simpson.
Houston.	Thompson.
Jacks.	Wessels.
Laird.	

Present—Not Voting.

Mr. Speaker.

Absent.

Baker of Milam.	Kemble.
Baker of Orange.	Lewis.
Blount.	Loftin.
Bobbitt.	McDaniel.
Carter of Coke.	McFarlane.
Coffee.	Merritt.
Cowen.	Morgan
Crawford.	of Robertson.
Davenport.	Pate.
Driggers.	Patman.
Duffey.	Quinn.
Dunlap.	Rowland.
Faubion.	Russell of Trinity.
Henderson	Stevens.
of McLennan.	Strickland.
Hendricks.	Teer.
Hughes.	Turner.
Johnson.	Vaughan.

Wells.
Williamson.

Winfree.

Absent—Excused.

Atkinson.
Harrington.
Jones.
Lusk.

Merriman.
Rogers.
Sackett.
Wilson.

Mr. Wallace offered the following amendment to the section of the bill relating to the State Treasury Department:

Amend House bill No. 85, page 12, by striking out all of the words and figures in line 33.

The amendment was adopted.

Mr. Jacks offered the following amendment to this section of the bill:

Amend House bill No. 85, page 13, by striking out line 4.

Mr. Quaid moved to table the amendment.

Mr. Lackey moved a call of the House for the purpose of maintaining a quorum until 5:30 o'clock p. m. today, and the motion prevailed.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Question then recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—73.

Arnold.	Edwards.
Baldwin.	Finlay.
Barker.	Frnka.
Beasley.	Fugler.
Bell.	Gipson.
Bonham.	Green.
Burmeister.	Hardin of Erath.
Cable.	Hardin
Carpenter	of Kaufman.
of Dallas.	Harris.
Carson.	Henderson
Carter of Hays.	of Marion.
Chitwood.	Hendricks.
Collins.	Irwin.
Covey.	Jennings.
Cowen.	Lackey.
Culp.	Lamb.
Dielmann.	Lane.
Dinkle.	LeMaster.
Downs.	LeSturgeon.
Dunlap.	McDonald.
Dunn.	McFarlane.
Durham.	McKean.

McNatt.
Martin.
Maxwell.
Miller.
Montgomery.
Moore.
Morgan
of Robertson.
Patterson.
Pinkston.
Potter.
Quaid.
Rice.
Robinson.
Russell
of Callahan.
Sanford.

Satterwhite.
Shearer.
Shires.
Simpson.
Smith.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.
Sweet.
Teer.
Thrasher.
Wallace.
Westbrook.
Wessels.
Wilmons.
Young.

Nays—30.

Abney.
Avis.
Barrett.
Bird.
Carpenter
of Matagorda.
Crawford.
DeBerry.
Dodd.
Driggers.
Duffey.
Greer.
Houston.
Jacks.
Johnson.
Laird.

Lewis.
Looney.
Melson.
Merritt.
Perdue.
Pool.
Pope.
Purl.
Stell.
Stevens.
Stewart
of Edwards.
Storey.
Stroder.
Thompson.
Turner.

Absent.

Amsler.	McBride.
Baker of Milam.	McDaniel.
Baker of Orange.	Mathes.
Blount.	Morgan
Bobbitt.	of Liberty.
Bryant.	Pate.
Carter of Coke.	Patman.
Coffee.	Price.
Davenport.	Quinn.
Davis.	Rowland.
Faubion.	Russell of Trinity.
Fields.	Sparkman.
Henderson	Stewart
of McLennan.	of Galveston.
Howeth.	Strickland.
Hughes.	Vaughan.
Hull.	Wells.
Kemble.	Williamson.
Loftin.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Mr. Moore offered the following amendment to the section of the bill

relating to the Department of Education:

Amend House bill No. 85, page 15, line 26, by striking out the figures "500" in each column and insert in lieu thereof the figures "1000."

The amendment was adopted.

Mr. Moore offered the following amendment to this section of the bill:

Amend House bill No. 85, page 15, line 29, by striking out the figures "2500" in each column and insert in lieu thereof the figures "5000."

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—76.

Abney.	Laird.
Amsler.	Lamb.
Arnold.	LeMaster.
Avis.	Lewis.
Baker of Milam.	Looney.
Baldwin.	Lusk.
Barker.	McDonald.
Barrett.	McNatt.
Bell.	Maxwell.
Bird.	Melson.
Blount.	Merritt.
Bonham.	Miller.
Bryant.	Montgomery.
Cable.	Morgan
Carpenter	of Liberty.
of Dallas.	Pinkston.
Carpenter	Pool.
of Matagorda.	Pope.
Carson.	Potter.
Collins.	Purl.
Covey.	Quaid.
Cowen.	Rice.
Culp.	Robinson.
Davis.	Sanford.
DeBerry.	Satterwhite.
Downs.	Shires.
Driggers.	Smith.
Duffey.	Stell.
Dunlap.	Stevens.
Edwards.	Stewart of Jasper.
Fields.	Stewart of Reeves.
Frnka.	Stiernberg.
Gipson.	Stroder.
Hardin	Thompson.
of Kaufman.	Wallace.
Hendricks.	Westbrook.
Howeth.	Wessels.
Jacks.	Williamson.
Johnson.	Wilmons.
Lackey.	Young.

Nays—29.

Beasley.	Chitwood.
Burmeister.	Dielmann.
Carter of Hays.	Dinkle.

Dodd.	Patman.
Durham.	Patterson.
Finlay.	Perdue.
Fugler.	Russell
Green.	of Callahan.
Greer.	Shearer.
Harris.	Simpson.
Henderson	Stewart
of Marion.	of Edwards.
Houston.	Storey.
LeStourgeon.	Sweet.
McFarlane.	Teer.
Mathes.	Thrasher.
Moore.	

Present—Not Voting.

Mr. Speaker.

Absent.

Baker of Orange.	McDaniel.
Bobbitt.	McKean.
Carter of Coke.	Martin.
Coffee.	Morgan
Crawford.	of Robertson.
Davenport.	Pate.
Dunn.	Price.
Faubion.	Quinn.
Hardin of Erath.	Rowland.
Henderson	Russell of Trinity.
of McLennan.	Sparkman.
Hughes.	Stewart
Hull.	of Galveston.
Irwin.	Strickland.
Jennings.	Turner.
Kemble.	Vaughan.
Loftin.	Wells.
McBride.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lane.	Wilson.

Mr. Baldwin offered the following amendment to this section of the bill:

Amend House bill No. 85, page 16, by inserting a new paragraph between lines 18 and 19, to read as follows:

"Provided, that no part of any item included in the appropriation for the Department of Education shall be expended, directly or indirectly, for postage, stationery, telephone or telegraph, or in any other manner, for the purpose of influencing or attempting to influence any member of the Legislature of Texas for or against any pending or contemplated legislation."

Mr. Greer moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—57.

Amsler.	LeMaster.
Beasley.	Looney.
Bell.	Mathes.
Bonham.	Miller.
Bryant.	Moore.
Burmeister.	Morgan
Cable.	of Liberty.
Carson.	Patman.
Carter of Hays.	Pinkston.
Chitwood.	Price.
Covey.	Quaid.
Cowen.	Russell
DeBerry.	of Callahan.
Dielmann.	Sanford.
Dinkle.	Satterwhite.
Dunn.	Shearer.
Durham.	Simpson.
Edwards.	Smith.
Fields.	Sparkman.
Finlay.	Stell.
Green.	Stewart
Greer.	of Edwards.
Harris.	Stiernberg.
Henderson	Stroder.
of Marion.	Sweet.
Hendricks.	Teer.
Jennings.	Thompson.
Lackey.	Thrasher.
Laird.	Wallace.
Lamb.	Westbrook.

Nays—50.

Abney.	Lane.
Arnold.	LeStourgeon.
Avis.	Lewis.
Baker of Milam.	McBride.
Baldwin.	McDonald.
Barker.	McKean.
Barrett.	McNatt.
Bird.	Maxwell.
Carpenter	Melson.
of Dallas.	Merritt.
Carpenter	Montgomery.
of Matagorda.	Morgan
Crawford.	of Robertson.
Davis.	Pool.
Dodd.	Pope.
Downs.	Potter.
Driggers.	Purl.
Duffey.	Quinn.
Frnka.	Robinson.
Fugler.	Shires.
Gipson.	Stevens.
Hardin	Stewart of Jasper.
of Kaufman.	Stewart of Reeves.
Houston.	Storey.
Howeth.	Wessels.
Jacks.	Williamson.
Johnson.	Young.

Present—Not Voting.

Perdue.

Absent.

Baker of Orange.	Loftin.
Blount.	McDaniel.
Bobbitt.	McFarlane.
Carter of Coke.	Martin.
Coffee.	Pate.
Collins.	Patterson.
Culp.	Rice.
Davenport.	Rowland.
Dunlap.	Russell of Trinity.
Faubion.	Stewart
Hardin of Erath.	of Galveston.
Henderson	Strickland.
of McLennan.	Turner.
Hughes.	Vaughan.
Hull.	Wells.
Irwin.	Wilmons.
Kemble.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

BILL ORDERED NOT PRINTED.

On motion of Mr. Miller, House bill No. 101 was ordered not printed.

NOTICES GIVEN.

Mr. McFarlane gave notice that he would on tomorrow call up for consideration at that time House bill No. 39, which bill had heretofore been laid on the table subject to call.

Mr. Quaid gave notice that he would on tomorrow call up for consideration at that time the resolution relating to adjournment sine die, which resolution had heretofore been laid on the table subject to call.

SPECIAL ORDER SET.

On motion of Mr. Burmeister, all local bills were set as a special order for 2 o'clock p. m. tomorrow.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 8, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 22, A bill to be entitled "An Act making an appropriation for two years for any unexpended balance of an appropriation made to purchase

additional lands for the University of Texas, which appropriation was made by the Thirty-seventh Legislature at its Regular Session, said act being Chapter 137 of the General Laws of said Regular Session, and declaring an emergency."

Respectfully,
RICHARD BLALOCK,
 Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
 Austin, Texas, June 8, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 21, A bill to be entitled "An Act to amend subdivision 2 of Section 2 and Section 4 of House bill No. 183, passed at the Second Called Session of the Thirty-eighth Legislature, and being 'An Act to provide for the organization of corporations for the purpose of borrowing and loaning money to their members only and for the discount and rediscount of notes, or other evidences of indebtedness for their members and authorizing such corporations to become endorsers on notes or other evidences of indebtedness of their members, providing that such notes or other evidences of indebtedness are made for the purposes provided in the Federal "Agricultural Credits Act of 1923," and for the purpose of loaning money to their members stockholders, where the money is to be used for the production and marketing of staple agricultural productions, or for the raising, breeding, fattening or marketing of live stock and the purchase and payment for capital stock of such corporation; providing that no corporation shall be organized under the provisions of this act with a capital stock of less than \$10,000, all of which shall be fully paid in at the time of filing the articles of incorporation, and such capital stock shall be invested in securities approved for investment by saving banks under the laws of Texas; and providing that such corporations shall by their by-laws provide for the automatic increase of their capital stock, and authority is given for such automatic increase, providing that such capital stock shall be increased at the rate of ten per centum of the amount of loans made by such corpora-

tions; and providing that such corporations shall not make loans in excess of ten times their unimpaired capital stock represented by that part of its capital automatically increased; and providing such corporations may by their articles of incorporation provide for preferred and common stock, and if provision be made for preferred stock the articles of incorporation shall provide for payment of dividends thereon, and for the retirement of both classes of stock; and providing that banking or other corporations, except savings banks, may, upon the approval of the Commissioner of Banking and Insurance, first had and obtained, invest in the preferred stock of such corporations; and providing also the requirements to be set out in the articles of incorporation of such corporations; and providing for the filing of reports with the Secretary of State and the payment of fees therefor, and defining the liability of stockholders, preferred or common, for the debts or engagements of such corporations; providing for the maximum amount of interest, and declaring an emergency."

S. B. No. 23, A bill to be entitled "An Act to amend Sections 1 and 3, Chapter 2, Special Laws of Texas, Thirty-seventh Legislature, First Called Session, an act creating the McCaulley County Line Independent School District in Fisher and Jones counties, and declaring an emergency."

S. B. No. 24, A bill to be entitled "An Act to create the Sylvester Independent School District in Fisher county, Texas, including the present Sylvester Independent District of said county; providing a board of trustees therefor, vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing that the board of trustees of the present Sylvester Independent District shall continue to act as such until their successors are elected in accordance with the general laws of Texas; providing for the assumption of any outstanding bonded indebtedness created by the present Sylvester Independent District, and declaring an emergency."

S. B. No. 4, A bill to be entitled "An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and

restrictions in respect thereto, and declaring an emergency."

S. B. No. 30, A bill to be entitled "An Act appropriating any unexpended balance to the credit of Appropriation C-3507, the same being an appropriation made by the Thirty-sixth Legislature for the year ending August 31, 1921, to be found at page 262 of the General Laws of the First and Second Called Sessions of the Thirty-sixth Legislature, and making said unexpended balance, or so much thereof as may be necessary, available for fees and costs of sheriffs, attorneys and clerks in felony cases for the year ending August 31, 1923, and declaring an emergency."

H. B. No. 67, A bill to be entitled "An Act levying and providing for the payment of a State occupation tax on those who, in this State, refine, compound, manufacture, blend or prepare gasoline or gasoline substitutes from petroleum or natural gas and sell same in intrastate commerce in this State; and levying a State occupation tax on those who make the first sale in intrastate commerce in this State of gasoline or gasoline substitute, brought into the State from outside the State which has been refined, compounded, manufactured, blended or prepared from petroleum or natural gas; requiring reports to be made, and records to be kept, and permitting inspection thereof by proper public officials, and prescribing penalties for failure to comply with the act in order to facilitate collection of such occupation taxes; providing for the interest on delinquent taxes and penalties; making disposition of the taxes after collected; providing for suits for taxes, penalties and interest and compensation of officers bringing same; defining gasoline; declaring the legislative intent as to parts of the act being held invalid; repealing the present gasoline occupation tax law, defining 'person' as used in the act, and declaring an emergency," with amendments.

The Senate has adopted the Free Conference Committee report on Senate bill No. 10 by a vote of 19 yeas and 2 nays.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time,

and referred to the appropriate committees, as follows:

Senate bill No. 21, to the Committee on Agriculture.

Senate bill No. 23, to the Committee on School Districts.

Senate bill No. 24, to the Committee on School Districts.

Senate bill No. 30, to the Committee on Appropriations.

Senate bill No. 22, to the Committee on Appropriations.

Senate bill No. 4, to the Committee on Appropriations.

ADJOURNMENT.

Mr. Satterwhite moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Stewart of Jasper moved that the House adjourn until 9 o'clock a. m. tomorrow.

Question first recurring on the motion of Mr. Stewart of Jasper, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—47.

Baldwin.	McBride.
Barker.	McFarlane.
Bell.	Martin.
Bird.	Mathes.
Bryant.	Maxwell.
Burmeister.	Patman.
Cable.	Quinn.
Carpenter	Rice.
of Matagorda.	Sanford.
Covey.	Simpson.
DeBerry.	Smith.
Dielmann.	Stell.
Dinkle.	Stewart of Jasper.
Downs.	Stewart of Reeves.
Fields.	Stroder.
Greer.	Sweet.
Henderson	Thompson.
of Marion.	Thrasher.
Howeth.	Wallace.
Jennings.	Westbrook.
Lackey.	Wessels.
Laird.	Williamson.
Lamb.	Wilmons.
Lane.	Young.
LeSturgeon.	

Nays—58.

Abney.	Carter of Hays.
Amsler.	Chitwood.
Arnold.	Collins.
Avis.	Cowen.
Baker of Milam.	Crawford.
Beasley.	Culp.
Blount.	Davis.
Carson.	Dodd.

Duffey.	Morgan
Dunn.	of Liberty.
Durham.	Patterson.
Edwards.	Perdue.
Faubion.	Pinkston.
Finlay.	Pool.
Frnka.	Pope.
Gipson.	Potter.
Hardin	Quaid.
of Kaufman.	Robinson.
Harris.	Russell
Hendricks.	of Callahan.
Houston.	Satterwhite.
Jacks.	Shearer.
Johnson.	Shires.
Looney.	Sparkman.
McDonald.	Stevens.
McKean.	Stewart
McNatt.	of Edwards.
Melson.	Stiernberg.
Merritt.	Storey.
Miller.	Teer.
Montgomery.	Turner.
Moore.	

Absent.

Baker of Orange.	Kemble.
Barrett.	LeMaster.
Bobbitt.	Lewis.
Bonham.	Loftin.
Carpenter	McDaniel.
of Dallas.	Morgan
Carter of Coke.	of Robertson.
Coffee.	Pate.
Davenport.	Price.
Driggers.	Purl.
Dunlap.	Rowland.
Fugler.	Russell of Trinity.
Green.	Stewart
Hardin of Erath.	of Galveston.
Henderson	Strickland.
of McLennan.	Vaughan.
Hughes.	Wells.
Hull.	Winfree.
Irwin.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Jones.	Sackett.
Lusk.	Wilson.

Question then recurring on the motion of Mr. Satterwhite, it prevailed, and the House accordingly, at 5:25 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have today filed favorable reports on bills as follows:

School Districts—House bills Nos. 105, 108, 99, 104, 109, 98, 97, 96, 94 and 95.
Appropriations—Senate bills Nos. 3 and 6.

Eleemosynary Institutions—House bill No. 116.

Public Lands and Buildings—House bills Nos. 100 and 101.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, June 8, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 68, A bill to be entitled "An Act to amend Sections 5 and 7 of the Acts of the Second Called Session of the Thirty-eighth Legislature of the State of Texas, known as House bill No. 11, entitled 'An Act to provide a more efficient method for the collection of delinquent taxes on land; providing compensation for the county attorney and other officials for service rendered in collecting such taxes; further providing for the employment of a special attorney to assist in collecting such taxes; amending Section 1 of Chapter 147 of the Acts of the Regular Session of the Thirty-fourth Legislature, as amended by Section 1 of Chapter 64 of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature; amending Section 2 of Chapter 147 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fourth Legislature, amending Articles 7687, 7688, 7689, 7692, 7699 of the Revised Civil Statutes of the State of Texas of 1911; repealing Section 3, Chapter 147, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fourth Legislature, as amended by Section 2, Chapter 64, of the General Laws of the State of Texas passed by the Second Called Session of the Thirty-sixth Legislature; adding to Chapter 15 of Title 126 of the Revised Statutes of Texas of 1911 a new article to be known as Article 7689a; limiting the defenses that may be urged in defense of a suit for delinquent taxes; repealing all laws in conflict with the provisions of this act, and declaring an emergency,' by making Section 5 refer to Article 7689 instead of Article 7687, and by defining more clearly what moneys shall be sent

by the sheriff to the State Treasurer when the sheriff shall make a sale as provided for in said act, and by amending Section 7, more clearly defining fees to be allowed county attorneys under said act, and declaring an emergency."

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 7, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 51, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars per year, or so much thereof as may be necessary, for the next two fiscal year ending August 31, 1924, and August 31, 1925, respectively; allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing that no school having over five hundred scholars shall receive such aid; giving preference to all school districts in which the available school fund, together with the local district tax, will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting stated requirements; providing assistance for such rural schools as will afford instructions and demonstration in home and farm vocations according to plans approved by the State Department of Education; providing assistance for small districts which effect consolidation during the next two fiscal years; providing for the

expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 8, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 86, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso, Agricultural and Mechanical College, State Experimental Stations, Prairie View Normal and Industrial College, John Tarleton Agricultural College, Grubbs Vocational College, hereafter to be known as the North Texas Junior Agricultural College, College of Industrial Arts, Texas Technological College, Sam Houston State Teachers College at Huntsville, Southwest Texas State Teachers College at San Marcos, North Texas State Teachers College at Denton, West Texas State Teachers College at Canyon, East Texas State Teachers College at Commerce, Sul Ross State Teachers College at Alpine, Stephen F. Austin State Teachers College at Nacogdoches, South Texas State Teachers College at Kingsville, Texas School for the Blind and Texas School for the Deaf, for years beginning September 1, 1923, and ending August 31, 1925, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

In Memory
of
Hon. T. B. Williams.

Mr. Purl offered the following resolution:

Whereas, On the fifth day of June, 1923, Hon. T. B. Williams of Dallas was called to his last long peaceful sleep; and

Whereas, Mr. Williams was a useful citizen and all his acts were for the best interest of this State and for the upbuilding of all mankind. He served this State as a member of the Twenty-fifth Legislature from Ellis county, was an able lawyer and his honor and integrity was known to all people from every walk of life; now, therefore, be it

Resolved, That we extend to the family, relatives and friends of our worthy and beloved co-laborer our deepest and sincerest sympathy, and that a copy of this resolution be furnished by the Chief Clerk of the House of Representatives, signed by the Speaker of the House, to the family, and a page of the Journal be set aside for this resolution, and that when the House of Representatives adjourns today it shall be out of respect of the memory of Hon. T. B. Williams.

PURL,
SPARKMAN,
COLLINS.

The resolution was read second time and was adopted by a rising vote.